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SA-19-CV-00679-JKP

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SCHMELING, EFRAIN SERRATO,
STEVE WATTS, BRITTNEY WIEST,
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GANAWAY, ALEXIS MCKENZIE,
ERICA PENA, YASIN QUINONES,
YOLANDA SANCHEZ, MARY
SCHLIEKER, JENNIFER SMITH,
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WYNN, LA'TOYA MCCALLUM,
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KACIE HOLWAGNER, MICHAEL
BROWN, VERONICA HILL, JOHNAE
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DIXON, ERICA SMITH, KELLY RIOS,
GURTHENIA WILLIAMS, KAMERON
READE, DEMEBRA ELBERT,
EVANGELINA MONTOYA, LAURA
KNAPP, TANIA MUNOZ, TIMOTHY
ROSKE, NICHOLAS STOVALL,
KENNETH BROWN, BRITTANY
HENNINGS, DAWN THOMPSON,
CATHEENA FREEMAN, JOHN
CASTILLO, MICHELLE MUFF, PAUL
SINGER,

Plaintiffs,

vs.

WELLS FARGO BANK, N.A., JAMES C.
COATESIII,

Defendants.

ORDER

Before the Court in the above-styled cause of action is the parties' Joint Advisory [#76], which asks the Court to stay this case and reschedule the February 27, 2020 initial pretrial conference so that the parties can first attend a second mediation on April 20, 2020 in an attempt to resolve this case. The parties have also agreed to further toll the statute of limitations for all

persons who become members of this class from January 30, 2020 until April 20, 2020. The Court will reschedule the pretrial conference as requested and memorialize the parties' agreement as to tolling.

IT IS THEREFORE ORDERED that the statute of limitations is **TOLLED** for the FLSA claims asserted in this action only from January 30, 2020 to April 20, 2020 for Plaintiffs and all persons who may later opt-in as putative class members in this action.

IT IS FURTHER ORDERED that the initial pretrial conference currently scheduled for February 27, 2020 at 10:00 a.m. is **CANCELED**.

IT IS FURTHER ORDERED that, pursuant to Rule 16 of the Federal Rules of Civil Procedure, this case is **set** for an **Initial Pretrial Conference** at **10:00 a.m.** on **May 5, 2020**, in Courtroom B on the 4th Floor of the John H. Wood, Jr. United States Courthouse, 655 E. Cesar Chavez Boulevard, San Antonio, Texas, 78206.

IT IS FURTHER ORDERED that the parties file their joint Rule 26(f) report and proposed scheduling recommendations as previously directed on or before **May 1, 2020**.

IT IS FINALLY ORDERED that this case is **STAYED** pending the outcome of the parties' April 20, 2020 second mediation. The parties are directed to file a joint advisory regarding the outcome of the mediation on or before **April 27, 2020**.

SIGNED this 18th day of February, 2020.



ELIZABETH S. ("BETSY") CHESTNEY
UNITED STATES MAGISTRATE JUDGE